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PATENT APPLICATION SERIAL NO. _____

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

1/14/2003 UEDUVIJE 00000015 160631 10643001

01 FC:1001 750.00 CR
02 FC:1051 130.00 DA

Adjustment date: 12/18/2003 EEKUBAY1
11/14/2003 UEDUVIJE 00000015 160631 10643001
01 FC:1001 750.00 CR
02 FC:1051 130.00 CR

12/18/2003 EEKUBAY1 00000003 160631 10643001

01 FC:2001 375.00 DA
02 FC:2051 65.00 DA

PTO-1556
(5/87)

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2885.01US03

Moe, Cordell R.

Confirmation No.: 2968

Application No.: 10/643,001

Examiner: Unknown

Filed: August 18, 2003

Group Art Unit: 3748

For: ROTARY ENGINE

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In connection with the above-identified patent application, a filing and surcharge fee of \$880.00 was charged to Deposit Account No. 16-0631 on November 14, 2003. However, Applicant claimed small entity status on the application transmittal (copy enclosed), which would have been \$385 filing fee plus \$65 surcharge for a total of \$450.00. Applicant's attorney submits that the charge of the additional \$430.00 was in error and respectfully requests that the amount of \$430.00 be refunded to applicant.

Please direct any inquiry to the below-signed attorney.

Respectfully submitted,

Scott G. Ulbrich
Registration No. 48,005

Customer No. 24113

Patterson, Thuente, Skaar & Christensen, P.A.
4800 IDS Center
80 South 8th Street
Minneapolis, Minnesota 55402-2100
Telephone: (612) 349-5774

CERTIFICATE OF FACSIMILE

I hereby certify that this document is being transmitted via facsimile to: Commissioner for Patents, fax number 703-308-6778,
Attn: Refund on this 16th day of December, 2003.

Name of Person transmitting document

Customer No. 24113
 Patterson, Thuente, Skaar & Christensen, P.A.
 4800 IDS Center
 80 South 8th Street
 Minneapolis, Minnesota 55402-2100
 Telephone: (612) 349-5740
 Facsimile: (612) 349-9266

Attorney Docket No. 2885.01US03

CONTINUING APPLICATION TRANSMITTAL

Mail Stop Patent Application
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

This is a request for filing a

 Continuation Divisional

application, under 37 C.F.R. § 1.53(b), of pending prior continuation of U.S. Patent App. No. 10/155,415, now Patent No. 6,606,973, for "ROTARY ENGINE" by Cordell Moe, which claims benefit of U.S. Provisional Application 60/293,390, filed May 23, 2001. The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference thereto.

Enclosed are:

- Specification and Abstract - 19 pages
- Drawings - 10 sheets (Figs. 1-8D)
- Combined Declaration and Power of Attorney
 - Newly executed
 - or
 - Copy from prior application

The filing fee has been calculated as shown below:

	No. Filed	No. Extra	Small Entity Rate	OR	Large Entity Rate
Basic Fee			\$ 375	OR	\$ 750
Total Claims	19 - 20	= 0	x 9 = \$*	OR	x 18 = \$*
Independent Claims	3 - 3	= 0	x 42 = \$*	OR	x 84 = \$*
Presence of Multiple Dependent Claim			+ 140	OR	+ 280
			TOTAL \$375	TOTAL \$	

*If the difference is less than zero, enter "0"

1. A check in the amount of \$ _____ is enclosed. The Commissioner is hereby authorized to grant any extensions of time and to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required during the entire pendency of this application to Deposit Account No. 16-0631.
2. Amend the specification by inserting before the first line the sentence: --This is a [] Continuation [] Division of Application No. _____ filed _____, which in turn is a _____.

Continuation of Application No. 10/155,415
Filed May 23, 2002

3. [] Priority of foreign application(s) No. _____ filed _____ is claimed under 35 U.S.C. § 119. The certified copy was filed in prior Application No. _____ on _____.
4. [] The prior application is assigned of record to _____ recorded at Recd _____, Frame _____.
5. [] An Information Disclosure Statement is enclosed.
6. [X] Applicant(s) is/are entitled to small entity status in accordance with 37 CFR 1.27.
7. [] CD-ROM or CD-R in duplicate, and Compact Disc Transmittal are enclosed.
8. [] Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) (nonpublication).
9. [X] Address all future communications to:

Patterson, Thuente, Skaar & Christensen, P.A.
4800 IDS Center
80 South 8th Street
Minneapolis, Minnesota 55402-2100

Respectfully submitted,



Scott G. Ulbrich
Registration No. 48,005

CERTIFICATE OF EXPRESS MAIL

"Express Mail" mailing label number EV321546024US. Date of Deposit: August 18, 2003. I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Molly McClellan
Name of Person Making Deposit

Molly McClellan
Signature

PATTERSON, THUENTE, SKAAR & CHRISTENSEN, P.A.
4800 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402-2100 USA

FACSIMILE COVER SHEET

TELEPHONE: (612) 349-5740

TOLL FREE: 1-800 331-4537

FACSIMILE: (612) 349-9266

TOTAL NUMBER OF PAGES BEING SENT (INCLUDING COVER SHEET): 4

 Original documents to follow by mail No originals will be sent

DATE: December 16, 2003

TO: Director of the US Patent & Trademark Office FAX #: 703-308-5077
ATTN: REFUNDS PHONE#: 703-305-4229

YOUR REF.: Appln. No. 10/643,001 OUR REF.: 2885.01US03

FROM: Scott G. Ulbrich

PHONE#: 612-349-5774

COMMENTS:

Applicant: Cordell R. Moe
Application No.: 10/643,001
Filed: August 18, 2003
For: ROTARY ENGINE

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